

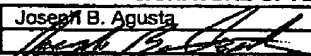
PTO/SB/30 (08-03)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	09/629,771
	<b>Filing Date</b>	07/31/2000
	<b>First Named Inventor</b>	Matsko et al.
	<b>Art Unit</b>	3623
	<b>Examiner Name</b>	Eric T. Shaffer
	<b>Attorney Docket Number</b>	500.0247 (8611)

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other \_\_\_\_\_
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 14-0225
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Joseph B. Augusta	Registration No. (Attorney/Agent)	52,547
Signature		Date	March 8, 2004

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.	
Name (Print/Type)	
Signature	Date

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED  
CENTRAL FAX CENTER

004/005

JUL 28 2004

500.0247  
8611

OFFICIAL PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Matsko (et al.)

Serial No.: 09/629,717 171

Filed: July 31, 2000

For: METHOD AND APPARATUS FOR ASSOCIATING RETAIL  
PERFORMANCE METRICS WITH INDIVIDUAL ENTRIES AND/OR TIME  
TYPE CATEGORIES

Group: 3623

Examiner: Shaffer, Eric T.

---

Durham, North Carolina  
March 8, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATION OF FACSIMILE TRANSMISSION

Sirs:

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax. No. 703-872-9327 on the date set forth below

1. RCE Transmittal (1 page)

Marianna Tortorelli

Printed name of person signing

Marianna Tortorelli

Signature

Date: March 8, 2004

USPTO 3/8/2004 3:02 PM PAGE 1/001 Fax Server  
 Auto-reply fax to 919 806 1690 COMPANY:

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 919 806 1690

Fax Information

Date Received:

3/8/2004 2:46:05 PM [Eastern Standard Time]

Total Pages:

2 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

=====>

500.0247 R611	PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
Applicant(s): Matsko (et al.)	
Serial No.: 09/629,717	
Filed: July 31, 2000	
For: METHOD AND APPARATUS FOR ASSOCIATING RETAIL PERFORMANCE METRICS WITH INDIVIDUAL ENTRIES AND/OR TIME TYPE CATEGORIES	
Group: 3623	
Examiner: Shaffer, Eric T.	
Durham, North Carolina March 8, 2004	
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	
CERTIFICATION OF FACSIMILE TRANSMISSION	
Sir:	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 703-872-9327 on the date set forth below	
1. RCE Transmittal (1 page)	
Mariana Tortorelli Printed name of person signing	
Mariana Tortorelli Signature	
Date: March 8, 2004	

PAGE 17 \* RCVD AT 2004/03/08 10:13:19 PM [Eastern Standard Time] \* SVR:USPTO-EFAX-1/0 \* DNIS:8729306 \* CSID:937 445 8394 \* DURATION (mm-ss):02-16

# Transmission Report

Date/Time  
Local ID  
Local Name  
Company Logo

3- 8-04; 3:47PM  
919 806 1690  
PRIEST LAW OFFICES  
LAW OFFICES OF PETER H PRIEST

This document was confirmed.  
(reduced sample and details below)  
Document Size Letter-S

500,0247  
6611

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Matsko (et al.)

Serial No.: 09/629,717

Filed: July 31, 2000

For: METHOD AND APPARATUS FOR ASSOCIATING RETAIL  
PERFORMANCE METRICS WITH INDIVIDUAL ENTRIES AND/OR TIME  
TYPE CATEGORIES

Group: 3623

Examiner: Shaffer, Eric T.

Durham, North Carolina  
March 8, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATION OF FACSIMILE TRANSMISSION

Size:

I hereby certify that this correspondence is being facsimile transmitted to the United  
States Patent and Trademark Office, Fax No. 703-872-9327 on the date set forth below

1. RCN Transmittal (1 page)

Marianna Tortorelli  
Printed name of person signing  
*Marianna Tortorelli*  
Signature

Date: March 8, 2004

Total Pages Scanned : 2 Total Pages Confirmed : 2

Doc	Remote Station	Start Time	Duration	Pages	Mode	Comments	Results
1	176 17038728327	3- 8-04; 3:48PM	1'07"	2/ 2	EC		CP 14400

### Notes \*\*

Error Correct  
Broadcast Send  
Completed  
Local Scan

RE: Resend  
MP: Multi-Poll  
RM: Receive to Memory  
LP: Local Print

PD: Polled by Remote  
PG: Polling a Remote  
DR: Document Removed  
FO: Forced Output

MB: Receive to Mailbox  
PI: Power Interruption  
TM: Terminated by user  
WT: Waiting Transfer

RECEIVED  
CENTRAL FAX CENTER

JUL 28 2004



OFFICIAL

NCR CORPORATION  
Law Department, WHQ-4  
1700 S. Patterson Blvd.  
Dayton, Ohio 45479-0001

To: <u>Eric Shaffer</u>	From: <u>Paul W. Martin</u>
Company: <u>U.S. Patent Office</u>	Telephone: <u>(937) 445-2990</u>
FAX Number: <u>872-9306</u> <u>703-308-3687</u>	FAX Number: <u>(937) 445-6794</u>
Pages Sent: <u>5</u> (includes this page)	Date: <u>July 28, 2004</u>
	Time Sent: _____ (for completion after transmission)

COMMENTS

Re: NCR Docket No. 6811  
Serial No. 09/629,711 177

Dear Mr. Shaffer:

Attached is a copy of the RCE as faxed to the U.S. Patent Office.

Sincerely,

*Paul W. Martin*  
Paul W. Martin/kc -kc

!!! NOTICE !!!

The information in this facsimile is attorney privileged and/or confidential information intended only for the individual or organization specified above. If you are not the intended recipient or the person responsible to deliver it to the intended recipient, you may not disclose, distribute, or copy this facsimile in any manner. If you have received this facsimile in error, please notify us immediately by telephone (collect), and return the original to us at the address listed above by U.S. mail.

us-pto.doc